

U.S. DISTRICT COURT FOR  
NORTHERN DISTRICT OF  
ILLINOIS

**FILED**

JAN 24 2012  
1-24-12  
THOMAS G. BRUTON  
CLERK, U.S. DISTRICT COURT

BURNEY ROBINSON

VS.

COOK COUNTY STATE'S ATTORNEY  
AND ILLINOIS DEPT. CORRECTIONS

Judge  
maria  
Valdez

11-CV-009208

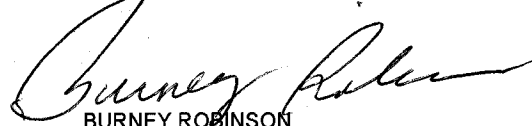
MOTION FOR JUDGMENT

I'M BRING THIS SUIT BASED ON FOURTH AMENDMENT VIOLATION AND INTENTIONAL DELAY BECAUSE OF THE STATUE OF LIMITATION THAT THE STATE VIOLATED INTENTIONALLY. I MR. ROBINSON WAS DELIBERATELY DETAIN IN A MANNER THAT VIOLATED MY RIGHT TO DO PROCESS THE PRETENSE OF THE STATE DISCOVERY IS A LEGAL CONFLICT IT RE-INVENT A CLAIM AND THE MECHANIC OF THE PROCEDURES TO UPHOLD A POSITION WITHOUT CONSIDERING THE PRIMA FACIA EVIDENCE. WHICH CONFLICT THIS CASE BECAUSE OF STATE CONTROL OF MY PERSON THE RIGHT TO BE BEFORE THE COURT TO DEFEND ARGUEMENT AGAINST ME AND MY LIBERTY IS MY RIGHT. WE ALSO BELIEVE THAT THE MAGISRATE ACT WAS VIOLATED BY THE STATE BY NOT PROPER CLARIFYING THE DETENTION IF THE STATE'S ATTORNEY HAD ADDRESSED MR. ROBINSON AND THE COURT MR. ROBINSON WOULD HAVE BEEN ABLE TO PRESENT A DEFENSE. THE ACTIONS OF THE STATE WEIGHED ON THE MENTAL STATE OF MR. ROBINSON AS THE COURT REVIEW THE CONFINEMENT. HUDSON VS. McMILLIAN, 503 U.S 1, 1992, AND FARMER VS. BRENNAN 511 U.S 825, 835-836, 1994. THE MENTAL STATE WAS A CAUSE OF THE FAIL ADMINISTRATIVE MECHANISMS OF THE STATE AND STATED GRIEVANCE THAT WERE INTEROGATION BEFORE A HEARING TO CONFINEMENT. THE REMEDIES SHOULD HAVE BEEN PLAIN, SPPEDY AND ACCURATE BECAUSE OF EVIDENTARY DISTINCTION THAT ARE DRAWN FOR CONCLUSIONS BY THE COURT. THE PROLONGED STATE CUSTODY WAS PUNISHMENT. WE BELIEVE THAT LEGAL DEFECTS IN THE CASE WAS NEVER CONDUCTED AND GUIDELINES FOR PROCEEDING WERE NOT FOLLOWED SUCH AS THE RULES FOR HABEAS BEFORE THE COURT. BECAUSE OF STATE CONTROL MR. ROBINSON COULD NOT PRESENT HIMSELF TO THE COURT. WE ARGUE THE CONDITION THAT ASSISTED IN DENYING A CIVIL HEARING FOR POSSIBLE DAMAGES AND DISMISSAL OF CHARGES THIS HAPPEN IN THE STATE COURT AS WELL AS THE FEDERAL COURT THE RELEVANT OF CONTINUED STATE CONTROL. THE MAGISRATE COULD NOT HAVE KNOWN FULL THAT CLAIM.

TITLE 28 U.S.C 636 B, 1... THE PARTICPATION IN THE PRE-TRIAL HEARING AS IN THE  
NUSSLE CASE. I MR. ROBINSON COULD NOT IDENTIFY PROPERLY THE CONDITIONS  
UNDER SUCH CONDITIONS THIS ENHANCE THE MENTAL ANXEITY OF THE SITUATIONS  
WITH MISCONDUCT DO TO PROCEDURE VIOLATIONS. AND JURIDICTIONAL CONTROLS  
THE STATE LIABLITIY IS A CIRCUMSTANCE OF MOMENTARY VIOLATIONS OF MY  
LIBERTIES THE DAMAGES WERE THE OCCURRENCES PLACE BY DOCUMENTARY  
MATERIAL MALICE IN THE WORDING OF THE DOCUMENTS FALSE IMPRISONED  
ME. THIS EFFECTED THE STATUE OF LIMITATIONS FOR THE STATE WE EXCEED  
THERE

IS A SOLUTION FOR A SUM CERTAIN AND A STATE'S JUSTIFICATION TO RESOLVE THE  
CHARGE FORTHWITH ON EVIDENCE FROM THE CLAIM AND POST-CONVICTION  
REVIEW  
OF PRIMA FACIA EVIDENCE

RESPECTFULLY SUBMITTED

A handwritten signature in cursive script, appearing to read "Burney Robinson", written in black ink.

BURNEY ROBINSON

CASE# 11- CV-09208

IN THE CIRCUIT COURT OF THE First JUDICIAL CIRCUIT,  
COOK COUNTY, ILLINOIS

**RECEIVED**

JAN 19 2005

CLERK OF THE CIRCUIT COURT  
CRIMINAL DIVISION

THE PEOPLE OF THE STATE OF ILLINOIS )

v. ) Case No. M10401236  
Burney Robinson )  
Defendant )

DEMAND FOR SPEEDY TRIAL AND/OR QUASH WARRANT

11-C-09208

Judge Valdez

The defendant, Burney Robinson, petitions this court and demands a speedy trial pursuant to 730 ILCS 5/3-8-10 (2001) (Intrastate Detainer) and 725 ILCS 5/103-5 (2001) (Speedy Trial) and Article I, Section 8 of the Illinois Constitution.

*incomplete document*

In support of this demand the defendant states the following:

**RETURNED**

JAN 03 2012

1. He is presently incarcerated at the Galesburg Correctional Center, Galesburg, Illinois 61401.
2. He was convicted of Parole Violation in the County of COOK, on 1/29, 2004, and sentenced to \_\_\_\_\_ years.
3. A term of 1 years remains to be served for this conviction.
4. The following charges are pending against the Defendant in your county:

Parole Violation Warrant # M10401236

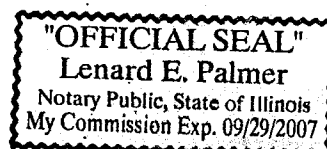
WHEREFORE, the Defendant respectfully demands that the State's Attorney of COOK County proceed to bring him to trial on the above stated charge(s) within the 160 days as allowed by law.

Burney Robinson  
Burney Robinson No. B-15654  
Defendant  
Galesburg Correctional Center  
P.O. Box 1700  
Galesburg, Illinois

Subscribed and sworn to before me this  
10 day of Jan, 2005.

Lenard E Palmer  
Notary Public

Revised Jan 2002



IN THE  
CIRCUIT COURT COOK COUNTY  
CRIMINAL DIVISION, ILLINOIS

STATE OF ILLINOIS

Plaintiff

v.

Case No. M10401236

Burney Robinson

Defendant

PROOF/CERTIFICATE OF SERVICE

TO: Ms. Dorothy Brown, Clerk  
Circuit Court Cook County  
2650 So. California Ave., Rm. 526  
Chicago, IL 60608

TO: Mr. Richard Devine  
State's Attorney Ck Cty  
2650 So. California Ave., Rm. 11-D-  
Chicago, IL 60608

PLEASE TAKE NOTICE that on 1-10, 2005 I have filed with the  
U.S. Mail through the HENRY HILL Correctional Center the following  
documents, properly addressed to the parties above:

DEMAND SPEED TOLL / SQUASH WARRANT

I further declare, under penalty of perjury, that I am the Plaintiff in the above action, that  
I have read the above documents, and that the information contained therein is true and  
correct. 28 USC 1746 and 18 USC 1621.

DATE: 1-10-05

1st Burney Robinson  
NAME: Burney Robinson  
IDOC#: B-15654  
Henry Hill Correctional Center  
P.O. BOX 1700  
Galesburg, IL 61401

Federal  
Appellate  
Rule 3

ILLINOIS DEPARTMENT OF CORRECTIONS  
Parole Violation Report

## Section A: Violation Details

Releasee: Bumby Robinson AKA: none ID# B15654  
 Parent Facility: Centralia Date of Birth: 08/28/1966  
 Gender: ☒ Male ☐ Female Race: ☐ Caucasian ☒ African American ☐ Asian American ☐ Hispanic ☐ Native American ☐ Other  
 FBI#: 951192MAR I.R.#: 819080 CCJ#: \_\_\_\_\_  
 Release Date: 01/16/2004 Sentence Exp. Date: 01/17/2006 Violation Date: 01/17/06  
 Custody Facility: \_\_\_\_\_ Custody Date: \_\_\_\_\_  
 Offense(s): mlc #3 and #9 Date Warrant Issued: 01/29/04  
 IDOC Warrant #: MI0401236

**Description of the Alleged Violation** (include date, time, place and description of the violation; description and method of weapons used; identity and injury to victim(s); arrest date and arresting agency; criminal charges; and custody/court/bond information): On January 16, 2004 the above named releasee was released from Centralia Correctional Center with instructions to report to 1006 S. State at the Ritz hotel. This was an inappropriate placement for this individual since he did not have in his possession sufficient funds to reside at the aforementioned hotel. He was also instructed to contact AMS answering service upon arrival and he has failed to contact this agent since his release. On January 27, 2004, the staff at the Ritz hotel was contacted by this agent and it was reported by the hotel staff that he had not checked in releasee, therefore his current whereabouts are unknown and he should be considered an instant absconder.

Other Arrests or Parole or Mandatory Supervised Release Violations During the Current Supervision Term: N/A

Community Adjustment (juveniles only): N/A

AMENDED (4/19/04): Offender arrested 4/19/04 by Inv Dewalt. Offender was on AWOL status for 82 days, and is currently being held at CPD 1st. No new charges at this time.

**Agent's Recommendation** (sanctions, level, ARD date, etc.):

It is recommended that the subject forfeit some good time to impress upon him the importance of remaining in compliance with the rules governing his supervision.

Attachments (identify): warrant, notice of charges

I hereby declare under the penalty of perjury that the foregoing description of alleged violations made by me in this violation report is true and correct to the best of my knowledge and belief.

Vivian Thomas Print Parole Agent's Name

B82 No.

Vivian Thomas Jan 29, 2004 Parole Agent's Signature Date

Supervisor Comments (if any):

B. Brenner Print Parole Supervisor's Name

G89 No.

B. Brenner Supervisor's Signature

1/30/04 Date

Section B: Notice of Charges must be completed at the same time this section is completed

Distribution: Releasee; Releasing Authority; Releasee's Case File;  
 Parent Field Services Representative;  
 Hearing Officer; if FOS, Interstate Compact

Page 1 of 2

Printed on Recycled Paper

000095 (Replaces DCA 591; DCI 119, and 142)

DOC 0071 (Eff. 1/2002)

JAN-30-2004 08:33

## Obstruction to administration of justice

## Obstructing Process;

Mr. robinson believe that the peoples case is defective from custodial and beyond the custody of mr. robinson in the cook county jail was procedural defective by evidence and time held in custody of the chicago police department. we ascert that on the date of july 12,01. to the date Dec 22.01. The state's attorney was aware that mr. robinson rights were violated and illegal search and seziure and a arrest that violates mr. robinson miranda rights. mr. robinson was under medication from the hospital and was'nt control of his persons. this information was withheld because it proves that the state's attorney violated mr. robinson fifth amendment rights a pre- determination of guilt was made before a hearing. the adminisrator of documents and fact material showed bias in bring this charge the conflict of law was a profile. By which the state's attorney persecuted mr. robinson the circuit court of cook county was not abreast of the scope of the indifference. because the remedies and legality was not fully reviewed because of the confinement multiple times in the wake of a favorable outcome for mr. robinson. Civil procedures jurisdictional denied and ommitted based on liability. we ask this court based on the jurisdictional clause to determine if the detainment by the illinois department of corrections on 4/19/04. under the county of cook case# . We believe that the detainment was not of mr. robinson fault but of the case as a whole and the defectiveness there of the state's knowingly refuse to make corrections in pre-trial hearing. circumvent the powers and determination of this court for conflict. mr. robinson is entitled to relif because of a systemitic dismissal of charges. we ask this because of state's admission and the state's attorney admission. facts were sealed by the state. Witness and third party witnesses testimony is answer of conflict to the evidence and it's presentation.

As you consider we request the court consider illinois complied statue civil procedure;

735 ILCS 5/3-104, 735ILCS 5/3111, 735 ILCS 5/4 211, 735 ILSC 5/3 110, AND 745 ILCS 10/4 104.

AND federal case 04-c-5146 u.s district court of northern district of illinois.

we believe that mr. robinson is entitle to damages for imprisonment before trial or hearings while in a state insitution based on state control of mr. robinson.

respectfully submitted

BURNEY ROBINSON